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MAR 09 2005

OFFICE OF PETITIONS

In re Application of
Nila Patil, David R. Cox,
Charit Pethiyagoda, Andrew
Sparks and Huang-Tsu Chen
Application No. 10/635,175
Filed: August 6, 2003
For: METHODS FOR ENRICHING
POPULATIONS OF NUCLEIC ACID
SAMPLES

: DECISION NOTING JOINDER OF
: INVENTOR AND PETITION
: UNDER 37 CFR 1.47(a) MOOT
:

This is in response to the "Request For Reconsideration of Petition Under 37 CFR 1.47(a)," filed February 16, 2005.

Petitioner has submitted a Declaration executed by the previously non-signing inventor Huang-Tsu Chen in compliance with 37 CFR 1.63. Therefore, in view of the joinder of the inventors, further consideration under 37 CFR 1.47(a) is not necessary and the petition is considered moot. This application does not require Rule 1.47(a) status, and no such status should appear on the file wrapper. This application need not be returned to this Office for further consideration under 37 CFR 1.47(a).

The file is being forwarded to the Office of Initial Patent Examination for further processing.

Telephone inquiries regarding this decision should be directed to the undersigned at (571) 272-3228.

Edward J. Tannouse
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Office of Petitions/Patent
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